

NOT TO BE PUBLISHED IN THE OFFICIAL REPORTS

California Rules of Court, rule 8.1115(a), prohibits courts and parties from citing or relying on opinions not certified for publication or ordered published, except as specified by rule 8.1115(b). This opinion has not been certified for publication or ordered published for purposes of rule 8.1115.

IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

SECOND APPELLATE DISTRICT

DIVISION SEVEN

In re CHRISTIAN H., a Person Coming
Under the Juvenile Court Law.

B270065
(Los Angeles County
Super. Ct. No. YJ38479)

THE PEOPLE,

Plaintiff and Respondent,

v.

CHRISTIAN H.,

Defendant and Appellant.

APPEAL from an order of the Superior Court of Los Angeles County,
Irma J. Brown, Judge. Affirmed.

Courtney M. Selan, under appointment by the Court of Appeal, for Defendant and
Appellant.

No appearance for Plaintiff and Respondent.

Christian H., then 16 years old, was absent without leave for one day from his suitable placement facility. He returned at 2:00 a.m. on November 7, 2015 and was admitted by Patrice Cade, one of the facility workers. Cade refused to allow Christian to cook waffles and bacon, telling him he could eat yogurt and fruit before going to bed. Christian became belligerent, struck Cade in the chest and poured syrup on her. Cade telephoned the police.

The People filed a petition pursuant to Welfare and Institutions Code section 602 alleging Christian had committed misdemeanor battery in violation of Penal Code section 242. At the jurisdiction hearing Christian testified that Cade was the aggressor, she insisted he could not have any food and there had been no physical contact between them.

At the conclusion of the hearing the juvenile court found the allegation true and sustained the petition. The court declared Christian a ward of the court under Welfare and Institutions Code sections 300 and 602, ordered him suitably placed and released him to the Los Angeles County Department of Children and Family Services (Department) as the lead agency in the dual jurisdiction case.¹ Christian filed a timely notice of appeal.

We appointed counsel to represent Christian on appeal. After examination of the record counsel filed an opening brief in which no issues were raised. We made attempts on May 13 and 24, 2016 to advise Christian by mail that he had 30 days within which to personally submit any contentions or issues he wished us to consider. Each time the notice was returned, marked “unable to forward.” After appellate counsel provided a current address on June 24, 2016, we resent the notice to Christian; and it has not been returned. We have received no response from Christian.

¹ Christian had previously been declared a ward of the juvenile court in 2014 under Welfare and Institutions Code sections 300 and 602 following the filing of a delinquency petition for aggravated assault. The court ordered Christian into suitable placement and designated the Department as the lead agency. That case was dismissed in October 2015.

We have examined the record and are satisfied that Christian's appellate counsel has fully complied with the responsibilities of counsel and no arguable issue exists. (See *Smith v. Robbins* (2000) 528 U.S. 259, 277-284 [120 S.Ct. 746, 145 L.Ed.2d 756]; *People v. Kelly* (2006) 40 Cal.4th 106, 118-119; *People v. Wende* (1979) 25 Cal.3d 436, 441-442.)

DISPOSITION

The order is affirmed.

PERLUSS, P. J.

We concur:

ZELON, J.

KEENY, J.*

* Judge of the Los Angeles Superior Court, assigned by the Chief Justice pursuant to article VI, section 6 of the California Constitution.